

1 HON. RICHARD A. JONES
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9 UNITED STATES DISTRICT COURT
10 WESTERN DISTRICT OF WASHINGTON
11 SEATTLE DIVISION

12 SECURITIES AND EXCHANGE COMMISSION, No. 2:21-cv-1108-RAJ

13 Plaintiff,

14 v.

15 SUNG MO JUN, *ET AL.*,

16 Defendants.

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**FINAL JUDGMENT AS TO
DEFENDANT JAE HYEON BAE**

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I.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant is permanently restrained and enjoined from violating, directly or indirectly, Section 10(b) of the Securities Exchange Act of 1934 (the “Exchange Act”) [15 U.S.C. § 78j(b)] and Rule 10b-5 promulgated thereunder [17 C.F.R. § 240.10b-5], by using any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange, in connection with the purchase or sale of any security:

- (a) to employ any device, scheme, or artifice to defraud;
- (b) to make any untrue statement of a material fact or to omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; or
- (c) to engage in any act, practice, or course of business which operates or would operate as a fraud or deceit upon any person.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Final Judgment by personal service or otherwise: (a) Defendant's officers, agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with Defendant or with anyone described in (a).

II.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant shall pay a civil penalty in the amount of \$72,875 to the Securities and Exchange Commission pursuant to Exchange Act § 21A [15 U.S.C. § 78u-1]. Defendant shall make this payment within 30 days after entry of this Final Judgment.

1 Defendant may transmit payment electronically to the Commission, which will provide
 2 detailed ACH transfer/Fedwire instructions upon request. Payment may also be made directly
 3 from a bank account via Pay.gov through the SEC website at
 4 <http://www.sec.gov/about/offices/ofm.htm>. Defendant may also pay by certified check, bank
 5 cashier's check, or United States postal money order payable to the Securities and Exchange
 6 Commission, which shall be delivered or mailed to

7 Enterprise Services Center
 8 Accounts Receivable Branch
 9 6500 South MacArthur Boulevard
 Oklahoma City, OK 73169

10 and shall be accompanied by a letter identifying the case title, civil action number, and name of
 11 this Court; Jae Hyeon Bae as a defendant in this action; and specifying that payment is made
 12 pursuant to this Final Judgment.

14 Defendant shall simultaneously transmit photocopies of evidence of payment and case
 15 identifying information to the Commission's counsel in this action. By making this payment,
 16 Defendant relinquishes all legal and equitable right, title, and interest in such funds and no part
 17 of the funds shall be returned to Defendant. The Commission shall send the funds paid pursuant
 18 to this Final Judgment to the United States Treasury.

20 The Commission may enforce the Court's judgment for penalties by the use of all
 21 collection procedures authorized by law, including the Federal Debt Collection Procedures Act,
 22 28 U.S.C. § 3001 *et seq.*, and moving for civil contempt for the violation of any Court orders
 23 issued in this action. Defendant shall pay post-judgment interest on any amounts due after 30
 24 days of the entry of this Final Judgment pursuant to 28 USC § 1961.

1 III.
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3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Consent is
4 incorporated herein with the same force and effect as if fully set forth herein, and that Defendant
5 shall comply with all of the undertakings and agreements set forth therein.
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7 IV.
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9 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, solely for purposes of
10 exceptions to discharge set forth in Section 523 of the Bankruptcy Code, 11 U.S.C. §523, the
11 allegations in the complaint are true and admitted by Defendant, and further, any debt for
12 disgorgement, prejudgment interest, civil penalty or other amounts due by Defendant under this
13 Final Judgment or any other judgment, order, consent order, decree or settlement agreement
14 entered in connection with this proceeding, is a debt for the violation by Defendant of the federal
15 securities laws or any regulation or order issued under such laws, as set forth in Section
16 523(a)(19) of the Bankruptcy Code, 11 U.S.C. §523(a)(19).
17

18 V.
19

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court shall retain
21 jurisdiction of this matter for the purposes of enforcing the terms of this Final Judgment.
22

23 VI.
24

25 **RULE 54(b) CERTIFICATION**
26

27 There being no just reason for delay, pursuant to Rule 54(b) of the Federal Rules of Civil
28 Procedure, the Clerk is ordered to enter this Final Judgment forthwith and without further notice.
29

30 DATED this 2nd day of September, 2021.
31



32 The Honorable Richard A. Jones
33 United States District Judge
34